IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 10TH JANUARY 2007 / 20TH PAUSHA 1928

Bail Appl..No. 44 of 2007()

CRIME NO. 835 OF 2006 OF PERINTHALMANNA POLICE STATION

PETITIONERS/ACCUSED

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1. RAMESH, S/O.RAMAN, PATTASSERY
THOOTHA.

2. RATHEESH M., S/O.RAMACHANDRAN,
MANGHAPATTA HOUSE, ANAMANGAD P.O.

3. GAFOOR A., S/O.ALIKUTTY,
ALICKAL HOUSE, ERAVIMANGALAM, CHERUKARA.

BY ADV. SRI.M.SHAJU PURUSHOTHAMAN
SRI.K.S.RAJESH

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING THE S.I. OF POLICE,
PERINTHALMANNA.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO.44 OF 2007

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DATED: 10-01-2007

O R D E R

Petitioners who are accused Nos. 2, 4 and 5 in Crime No. 835 of 2006 of Perinthalmanna Police Station for offences punishable under Sections 143, 147, 148, 323, 324, 326 and 341 read with Sec. 149 I.P.C., seek anticipatory bail.

2. The occurrence took place on 26-12-2006 in which the brother of the de facto complainant was attacked with iron rods, nanja etc. resulting in his loss of one tooth and loosening of two teeth besides head injury. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioners should not surrender before the Investigating Officer for interrogation and thereafter get their application for regular bail considered. Accordingly, the petitioners shall surrender before the Investigating officer any day between 11-1-1007 and 16-1-2007 for the purpose of interrogation and recovery of incriminating materials, if any. The petitioners shall thereafter be produced before the Magistrate having jurisdiction on the same day. The Magistrate shall consider and dispose of the application, if any, for regular bail filed by the petitioners preferably on the same day on which it is filed.

With this observation, this application is disposed of.

Sd/- V.RAMKUMAR,

JUDGE.

ani.

/true copy/

P.A.to Judge